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*Attorneys for Defendant Ainsworth Game
Technology, Inc.*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DEBORAH HULBERT an individual,

Plaintiff,

vs.

AINSWORTH GAME TECHNOLOGY,
INC., a Florida corporation; DOES 1
through 20, inclusive,

Defendants.

Case No. 2:16-cv-01552-GMN-CWH

**DEFENDANT'S REQUEST FOR
EXCEPTION TO EARLY NEUTRAL
EVALUATION ATTENDANCE
REQUIREMENTS**

Defendant Ainsworth Game Technology, Inc. ("Defendant"), by and through its counsel Jackson Lewis P.C., hereby respectfully requests an exception to the early neutral evaluation ("ENE") attendance requirements.

Defendant is insured with Freedom Specialty Insurance Co. ("Freedom Specialty"). However, Defendant's insurance policy contains a substantial self-insured retention, and Freedom Specialty is located in the State of New York, thus a representative from Freedom Specialty would incur substantial cost and time requirements to travel to the State of Nevada for the Early Neutral Evaluation Session. A representative from Specialty Insurance can participate equally effectively via telephone.

The parties conferred regarding this request on September 26, 2016. Plaintiff's counsel indicated that he has no objection to the representative of the insurance company appearing telephonically as needed. Moreover, participation by the insurance carrier via telephone will not adversely affect the ENE, and Defendant will attend the ENE with appropriate settlement authority.

1 Based on the foregoing, Defendant respectfully requests that a representative from
2 Defendant's insurance carrier be excused from attending in person the ENE; however, a
3 representative will be available telephonically as needed.

4 Dated this 27th day of September, 2016

5 JACKSON LEWIS P.C.

6
7 /s/ Phillip C. Thompson

8 Veronica Arechederra Hall, Bar No. 5855
9 Phillip C. Thompson, Bar No. 12114
3800 Howard Hughes Parkway, Suite 600
10 Las Vegas, Nevada 89169

11 *Attorneys for Defendant Ainsworth Game
Technology, Inc.*

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17 **IT IS SO ORDERED.**

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20 **UNITED STATES MAGISTRATE JUDGE**

21 **DATED:** 9-27-2016
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CERTIFICATE OF SERVICE

I hereby certify that I am an employee Jackson Lewis P.C. and that on this 27th day of September, 2016, I caused to be sent via ECF filing **DEFENDANT'S REQUEST FOR EXCEPTION TO EARLY NEUTRAL EVALUATION ATTENDANCE REQUIREMENTS** to the following:

James P. Kemp
Kemp & Kemp
7435 W. Azure Dr., Suite 110
Las Vegas, NV 89130

Attorney for Plaintiff

/s/ Kelley Chandler
Employee of Jackson Lewis P.C.

4830-4749-6249, v. 1